



IF 3764

PATENT APPLICATION
Docket No.: 13914.579.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
)
Scott R. Watterson et al.)
)
Serial No.: 09/641,627) Art Unit
) 3764
Filed: August 18, 2000)
)
Confirmation No.: 7182)
)
For: SYSTEM FOR INTERACTION WITH EXERCISE DEVICE)
)
Examiner: Unknown)

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8

I hereby certify that the following documents are being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 20 day of July, 2006:

- Transmittal for Information Disclosure Statement (3 pgs.) (in duplicate)
- Supplemental Information Disclosure Statement (2 pgs.)
- Form PTO-1449 (4 pgs.)
- Postcard

Respectfully submitted,

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Examiner: Unknown)

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL FOR SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Transmitted herewith for filing and pursuant to 37 C.F.R. § 1.97 is a Supplemental Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

- Statement of relevance of selected cited references not in the English language which are not translated.
- Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.
- Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

BEST AVAILABLE COPY

A. Additional Materials Required Due to Content of Information Disclosure Statement

Transmitted are the following documents in addition to the Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

- ☒ Form PTO-1449 listing 40 references submitted for consideration.
- ☐ Copies of the ☐ references listed on the Form PTO-1449.
- ☐ English translations as indicated on the Form PTO-1449 of the references which are not in the English language.
- ☐ Copies of the following documents from the prosecution of a previous, related application:
 - ☐ Form PTO-1449 AND INFORMATION DISCLOSURE STATEMENT; and
 - ☐ Form PTO-892

B. Additional Materials Required Due to Timing of Filing of Information Disclosure Statement

The transmitted Information Disclosure Statement is being filed within one (1) of the following four (4) time periods:

- I. ☒ Prior to the later of either three (3) months following the filing date or the mailing of a first Office Action. Accordingly, no materials other than those listed above are enclosed.
- II. ☐ Following the latter of either three (3) months following the filing date or the mailing of a first Office Action, but before the mailing of a final Office Action or a Notice of Allowance. Accordingly, to secure consideration thereof, one (1) of the following is also enclosed:
 - ☐ Promptness Certification; or
 - ☐ Credit Card Form PTO 2038 in the amount of \$180.00 constituting the submission fee set forth in 37 C.F.R. § 1.17(p).
- III. ☐ After the mailing of a Notice of Allowance, but before payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:
 - ☐ Promptness Certificate;
 - ☐ Petition for Consideration; and
 - ☐ Check No. in the amount of \$ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).

IV. _____ After payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed:

_____ Petition to Withdraw from Issue; and

_____ Check No. _____ in the amount of \$ _____ constituting the petition fee set forth in 37 C.F.R. § 1.17(i)(1).

C. Fees

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 23-3178. A duplicate copy of this letter is enclosed.

 X Any fee required in relation to filing of this letter or any documents transmitted therewith.

_____ The submission fee set forth in 37 C.F.R. § 1.17(p) in the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that any Promptness Certificate submitted meets the requirements of 37 C.F.R. § 1.97(e).

_____ The submission fee set forth in 37 C.F.R. § 1.17(p).

_____ The petition fee set forth in 37 C.F.R. § 1.17(i)(1).

Dated this 17 day of July, 2006.

Respectfully submitted,



Fraser D. Roy
Attorney for Applicants
Registration No. 45,666
Customer No. 022913
Telephone No. (801) 533-9800



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Filed:	August 18, 2000)
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Confirmation No.:	7182)
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For:	SYSTEM FOR INTERACTION WITH EXERCISE DEVICE)
)
Examiner:	Glenn A. Richman)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.97

Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

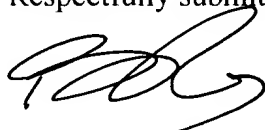
Please find, pursuant to 37 C.F.R. § 1.98(a)(1), the enclosed Form PTO-1449 which contains a list of all patents, publications, or other items that have come to the attention of one or more of the individuals designated in 37 C.F.R. § 1.56(c). While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. §§ 102 or 103, the enclosed list of references is disclosed so as to fully comply with the duty of disclosure set forth in 37 C.F.R. § 1.56.

Moreover, while no representation is made that a specific search of office files or patent office records has been conducted or that no better art exists, the undersigned attorney of record believes that the enclosed art is the closest to the claimed invention (taken in its entirety) of which the undersigned is presently aware, and no art which is closer to the claimed invention (taken in its entirety) has been knowingly withheld.

In accordance with 37 C.F.R. §§ 1.97 and 1.98, a copy of each of the listed references or relevant portion thereof is also enclosed.

Dated this 17 day of July, 2006.

Respectfully submitted,



Fraser D. Roy
Attorney for Applicants
Registration No. 39,166
Customer No. 022913
Telephone No. (801) 533-9800

FDR/lrc
LC0000003295V001



Form PTO-1449

Applicant:

Serial No.:

Filing Date:

Confirmation No.:

For:

Watterson et al.

09/641,627

August 18, 2000

7182

SYSTEM FOR INTERACTION WITH EXERCISE DEVICE

Sheet 1 of 4

Att'y Docket No.: 13914.579.1

Group: 3764

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANT

U.S. Patent Documents

<u>Examiner Initial*</u>	<u>Patent Number</u>	<u>Issue Date</u>	<u>Name</u>	<u>Class</u>	<u>Sub Class</u>	<u>Filing Date</u>
_____ A1.	3,802,698	4/9/74	Burian, et al.	272	57R	
_____ A2.	3,845,756	11/5/74	Olsson	600	520	
_____ A3.	4,408,613	10/11/83	Relyea	600	483	
_____ A4.	4,556,216	12/3/85	Pitkanen	482	131	
_____ A5.	4,709,917	12/1/87	Yang	482	63	
_____ A6.	4,757,495	7/12/88	Decker et al.	370	477	
_____ A7.	4,763,284	8/9/88	Carlin	702	41	
_____ A8.	4,837,157	6/6/89	Turnell et al.	436	20	
_____ A9.	4,860,763	8/29/89	Schminke	600	520	
_____ A10.	4,866,704	9/12/89	Bergman	370	452	
_____ A11.	4,919,418	4/24/90	Miller	482	6	
_____ A12.	4,925,183	5/15/90	Kim	482	61	
_____ A13.	5,089,960	2/18/92	Sweeney, Jr.	463	6	
_____ A14.	5,180,347	1/19/93	Chen	482	5	
_____ A15.	5,240,417	8/31/93	Smithson et al.	434	61	

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449

Sheet 2 of 4

Applicant:

Watterson et al.

Serial No.:

09/641,627

Filing Date:

August 18, 2000

Att'y Docket No.: 13914.579.1

Confirmation No.:

7182

Group: 3764

For:

SYSTEM FOR INTERACTION WITH EXERCISE DEVICE

_____ A16.	5,361,091	11/1/94	Hoarty et al.	725	119
_____ A17.	5,375,068	12/20/94	Palmer et al.	709	204
_____ A18.	5,462,503	10/31/95	Benjamin et al.	482	4
_____ A19.	5,546,324	8/13/96	Palmer et al.	348	14.1
_____ A20.	5,572,643	11/5/96	Judson	709	218
_____ A21.	5,590,128	12/31/96	Maloney et al.	370	260
_____ A22.	5,598,849	2/4/97	Browne	600	520
_____ A23.	5,605,336	2/25/97	Gaoiran et al.	273	445
_____ A24.	5,655,997	8/12/97	Greenberg et al.	482	5
_____ A25.	5,663,951	9/2/97	Danneels et al.	370	230
_____ A26.	5,690,582	11/25/97	Ulrich et al.	482	4
_____ A27.	5,695,400	12/9/97	Fennell Jr. et al.	463	42
_____ A28.	5,754,765	5/19/98	Danneels et al.s	709	222
_____ A29.	5,771,354	6/23/98	Crawford	709	229
_____ A30.	5,838,906	11/17/98	Doyle et al.	715	501.1
_____ A31.	5,854,833	12/29/98	Hogan et al.	379	114.14
_____ A32.	5,909,544	6/1/99	Anderson II et al.	709	208
_____ A33.	5,956,509	9/21/99	Kevner	719	330

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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_____ A34.	6,014,432	1/11/00	Modney	379	106.02
_____ A35.	6,050,924	4/18/00	Shea	482	57
_____ A36.	6,066,075	5/23/00	Poulton	482	8
_____ A37.	6,171,218	1/9/01	Shea	482	57
_____ A38.	6,312,363	11/6/01	Watterson, et al.	482	54
_____ A39.	6,616,578	9/9/03	Alessandri	482	8
_____ A40.	6,645,124	11/11/03	Clem	482	4

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

Examiner:

Date Considered:

***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Form PTO-1449

Sheet 4 of 4

Applicant:

Watterson et al.

Serial No.:

09/641,627

Att'y Docket No.: 13914.579.1

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Group: 3764

Confirmation No.:

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For:

SYSTEM FOR INTERACTION WITH EXERCISE DEVICE

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

LC0000003294V001

Examiner:

Date Considered:

***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.